

To: Office of Energy and Infrastructure Safety,
Underground Safety Board
715 P Street 15th Floor
Sacramento, CA 95814

RE: Notice of Probable Violation

Case No.: C241840005

Location of Violation 3030 Navy Drive, Stockton, CA 95205

Date of Violation; June 21st, 2024

To whom it may concern,

Please accept this letter as response to the Near Miss that occurred at the above referenced location. We would like to state clearly for the record that our policy has always and will continue to be to utilize 811/ONECALL services for all our underground work without exception. We empower all the employees who work for and next to our underground team to be leaders regarding dig safety. We see what happened in this incident and we understand the seriousness of the matter. We accept that we are 100% responsible for not having an active ticket for this location during this event.

We would like to provide some clarity around the incident and what we felt led up to it.

Background:

BWE was discovered to be performing excavation work with a HydroVac by a KM Line rider in a location where a USAN notification was not active.

In the response provided by David Renfrow it was mentioned that we did not have a written policy, which in fact we did. It had been in place with all the Superintendents and Foreman who do the site markings for us and over see the digging. During the investigation done by Mark Peterson, he requested our written policy. Upon David's request I emailed David the policy the following day, but it never made it to Mark P. for the final report.

The week prior to the incident (June 10-12, 2024) our employee was lined out for work on 2 other active ticket locations that were in the area, (2023042502567-019, and 2023101200801-012) and brought to the 3rd (incident) location at 3030 Navy Drive and shown the markings that were laid down by our company per policy and told that this location was awaiting locates (at this time they thought the ticket had already been created and were waiting for locates) and should be ready to begin work by the end of the following week (June 20- 21). When the employee finished up at two other locations, he then moved on to the incident location and began work on the 21st.

Our responsibility and failure was in two areas. Our on-site employee failed to check that a ticket was active and in place prior to starting work and our employee who managed our ticket process at the time failed to call in the ticket for that location.

We have since addressed this with that specific onsite employee, all of our underground team and have adjusted our processes to be more robust regarding pre-dig operations. As a part of our growth as a company there are now multiple levels of scrutiny over the ticket system, and verification prior to the dig starting. Over the years prior to this incident our Superintendents and underground teams have participated in several of the PG&E/811 underground seminars that have been put on in the past. We are a PG&E underground, electrical, & gas installation contractor. To date we have over 4,000 tickets in the OneCall system. We also are a part of our Trade Unions quarterly Foremen Development Series which among general leadership training, Arc-Flash and Dig Safety are among some of the most serious topics that are covered. As of February this year we have recently joined the Common Ground Alliance/Dig Prevention Institute to learn and to share with others around dig in prevention and underground safety procedures.

I mention these programs we participate in not to excuse our shortcomings for this incident, but to try and show that this was a failure in established process, and not an attitude of disregard for them.

Thank you for your consideration. We are looking forward to your reply.

Respectfully,

Zach Thompson

Corporate Safety Director

1528 El Pinal Drive

Stockton, CA 95205

Office: (209) 464-4878

Cell: (209) 405-0036

Fax: (209) 465-5314

Email: zach.thompson@bockmonwoody.com



Attachments: (7)

Ex 1 - 2023042502567-019.pdf – Active Ticket

Ex 2 - 2023101200801-012.pdf – Active Ticket

Ex 3 - 2024082202884-001 – Post Incident Ticket.pdf

Ex 4 - USA Underground Ticket Procedure 2021.pdf

Ex 5 - DPI-CGA- Accreditation letter.pdf

Ex 6 - USANCA - OneCallAccess Summary.pdf

Ex 7 – Request to Contest in Writing and for Informal Hearing



Ticket #: 2023042502567 Revision: 019

Ticket Status: RNEW
Transmission ID 15

Ticket Type: Normal
Response Required: No

Excavator Details

Contact: Kaylee Heggen **Phone:** 209-871-5822
Company: Bockmon & Woody Electric Co, Inc.
Excavator Type: Contractor (or other professional excavator)
Address: 1528 El Pinal Drive Stockton California 95205

Mobile: 209-871-5822
Email: fleet@bockmonwoody.com
Language: Not Supplied
Excavator ID: 114753

Dig Site and Ticket Details



[Open Map](#)

Latitude/Longitude: 37.953224 -121.356069
GIS coordinate system: WGS84 (WKID 4326)

Ticket Action Reason:

Excavator Remarks:

Work area is the NW corner of Boone and Luce inside the port of Stockton at the Lowes Warehouse. Extend North along the West side of Boone from the address North approx. 75' Call Kevin with questions

Previous Ticket #	2023042502567	Rev.#	018
Submitted	08/16/2024 07:48	Medium	WEB
Work Begin Date	04/27/2023 17:01		
Legal Start Date	04/27/2023 17:01		
Ticket Expiration	09/13/2024 23:59		
Work Duration	2-4 days		
Address/Location	512 W Luce St		
City/Town/Place	Stockton		
County	San Joaquin County		
State	CA	Zip Code	95203
Nearby Cross Street	Boone Drive		
Subdivision/Lot	Port of Stockton		
Delineated Method	White Paint		
Work Type	Utilities - Distribution		
Work Activity	Electric - Install New Facilities		
Excavation Method	Auger - truck mounted		
Anticipated Depth	48 to 84 inches		
Boring	No	Explosive	No
Street/Sidewalk	Yes	Pavement Only	No
Vacuum Excavation	No		
Project Owner	Other / Not Listed		
Permit			
Job #/Name	Port Lowes		
Onsite Contact Name	Kevin Spagnola		
Onsite Contact Phone	2093275160		

Additional Information

Log in to One Call Access and click Positive Response on the menu to view responses from member facility operators and confirm that all operators have responded before you begin digging. <https://onecallca.undergroundservicealert.org/ngen.web/>.

Be sure the work location is accessible to facility owners/operators and their contract locators.

- Review your ticket details and utility members notified. If you notice anything that is in error or incorrect, please login to your One Call Access account and amend or create a new ticket to include the correct and accurate information. It is your responsibility to provide clear and accurate information on every ticket
- Do not proceed with your work until the legal start date/response due date has passed and ALL facility owners/operators have responded.
- When working within 24" tolerance zone of any facility marking, you are required by state law to hand dig and expose and protect the facility.
- If you make contact with a line even scrapes, nicks, dents or other contact, you are required to report it to 811 and the facility operator immediately.
- If you would like free training regarding the 811 process and state excavation laws, please visit www.811pro.com.
- If you need assistance, please contact us visiting www.undergroundservicealert.org, or information@usanorth811.org.

Members Operator Notified

Total members impacted: 11

Seq. No.	Authority Name	Phone	Status
13575808	ATT Distribution - California	8882903111	Notification Sent
13575798	City of Stockton	2099378725	Notification Sent
13575799	City of Stockton	2096495436	Notification Sent
13575800	City of Stockton	2094036604	Notification Sent
13575801	Pacific Gas & Electric	2094943714	Notification Sent
13575803	Port of Stockton - Communication	2099460246	Notification Sent
13575805	Port of Stockton - Electric	2099460246	Notification Sent
13575806	Port of Stockton - Natural Gas	2099460246	Notification Sent
13575804	Port of Stockton - Storm Drain	2099460246	Notification Sent
13575807	Port of Stockton - Water	2099460246	Notification Sent
13575802	Terradex Inc	6502273250	Notification Sent

-----End of Member List-----

Ticket Revision History

Total revision history showing: 20

REV	DATE/TIME	STATUS	TYPE	USER	MEDIUM
000	4/25/2023 12:05:16 PM	Original	Normal	Arlene1!	Web
001	5/19/2023 7:13:14 AM	RNEW	Normal	Arlene1!	Web
002	6/14/2023 10:27:12 AM	RNEW	Normal	Arlene1!	Web
003	7/10/2023 9:55:54 AM	RNEW	Normal	Arlene1!	Web
004	8/3/2023 7:31:48 AM	RNEW	Normal	Arlene1!	Web
005	8/29/2023 7:56:29 AM	RNEW	Normal	Arlene1!	Web
006	9/22/2023 7:43:43 AM	RNEW	Normal	Arlene1!	Web
007	10/18/2023 8:02:30 AM	RNEW	Normal	Arlene1!	Web
008	11/13/2023 6:49:30 AM	RNEW	Normal	Arlene1!	Web
009	12/7/2023 6:31:04 AM	RNEW	Normal	Arlene1!	Web
010	1/2/2024 7:01:05 AM	RNEW	Normal	Arlene1!	Web
011	1/26/2024 9:25:59 AM	RNEW	Normal	Arlene1!	Web
012	2/21/2024 8:06:33 AM	RNEW	Normal	Arlene1!	Web
013	3/18/2024 7:46:53 AM	RNEW	Normal	Arlene1!	Web
014	4/11/2024 9:09:10 AM	RNEW	Normal	Arlene1!	Web
015	5/7/2024 7:45:04 AM	RNEW	Normal	Arlene1!	Web
016	5/31/2024 9:33:11 AM	RNEW	Normal	Arlene1!	Web
017	6/26/2024 7:05:28 AM	RNEW	Normal	Arlene1!	Web
018	7/22/2024 9:16:26 AM	RNEW	Normal	Arlene1!	Web
019	8/16/2024 7:48:30 AM	RNEW	Normal	Arlene1!	Web

-----End of Revision History-----

-----End of Transmission-----



Ticket #: 2023101200801 Revision: 012

Ticket Status: RNEW
Transmission ID 21

Ticket Type: Normal
Response Required: No

Excavator Details

Contact: Kaylee Heggen **Phone:** 209-871-5822 **Mobile:** 209-871-5822
Company: Bockmon & Woody Electric Co, Inc. **Email:** fleet@bockmonwoody.com
Excavator Type: Contractor (or other professional excavator) **Language:** Not Supplied
Address: 1528 El Pinal Drive Stockton California 95205 **Excavator ID:** 114753

Dig Site and Ticket Details



[Open Map](#)

Latitude/Longitude: 37.949602 -121.364152
GIS coordinate system: WGS84 (WKID 4326)

Ticket Action Reason:

Excavator Remarks:

Dig site is within Port Of Stockton. From the intersection of Ellsberg Dr and Davis Ave, proceed W on Davis Ave 100' to start point. Continue S 100'. Turn W and continue 100'. Turn N and proceed 100' back to the edge of the road. Turn E and continue 100' back to start point. Work area is currently being excavated for wet utilities.

Previous Ticket #	2023101200801	Rev.#	011
Submitted	08/09/2024 08:15	Medium	WEB
Work Begin Date	10/16/2023 17:01		
Legal Start Date	10/16/2023 17:01		
Ticket Expiration	09/06/2024 23:59		
Work Duration	8-14 days		
Address/Location	Davis Ave		
City/Town/Place	Stockton		
County	San Joaquin County		
State	CA	Zip Code	95203
Nearby Cross Street	Ellsberg Dr		
Subdivision/Lot	Port Of Stockton		
Delineated Method	White Paint		
Work Type	Utilities - Distribution		
Work Activity	Electric - Install New Facilities		
Excavation Method	Backhoe/trackhoe/excavator/mini ex		
Anticipated Depth	24 to 48 inches		
Boring	No	Explosive	No
Street/Sidewalk	No	Pavement Only	No
Vacuum Excavation	No		
Project Owner	Other / Not Listed		
Permit			
Job #/Name	2023-145J POS Davis Ave Sewer Lift Station		
Onsite Contact Name	Billy Barney		
Onsite Contact Phone	2095659287		

Additional Information

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Be sure the work location is accessible to facility owners/operators and their contract locators.

- Review your ticket details and utility members notified. If you notice anything that is in error or incorrect, please login to your One Call Access account and amend or create a new ticket to include the correct and accurate information. It is your responsibility to provide clear and accurate information on every ticket
- Do not proceed with your work until the legal start date/response due date has passed and ALL facility owners/operators have responded.
- When working within 24" tolerance zone of any facility marking, you are required by state law to hand dig and expose and protect the facility.
- If you make contact with a line even scrapes, nicks, dents or other contact, you are required to report it to 811 and the facility operator immediately.
- If you would like free training regarding the 811 process and state excavation laws, please visit www.811pro.com.
- If you need assistance, please contact us visiting www.undergroundservicealert.org, or information@usanorth811.org.

Members Operator Notified

Total members impacted: 14

Seq. No.	Authority Name	Phone	Status
13400625	ATT Distribution - California	8882903111	Notification Sent
13400607	City of Stockton	2099378725	Notification Sent
13400610	City of Stockton	2099378725	Notification Sent
13400611	City of Stockton	2096495436	Notification Sent
13400613	City of Stockton	2094036604	Notification Sent
13400615	Comcast	3233425552	Notification Sent
13400617	Kinder Morgan / SFPP California	9252395776	Notification Sent
13400618	Pacific Gas & Electric	2094943714	Notification Sent
13400620	Port of Stockton - Communication	2099460246	Notification Sent
13400621	Port of Stockton - Electric	2099460246	Notification Sent
13400622	Port of Stockton - Natural Gas	2099460246	Notification Sent
13400623	Port of Stockton - Sewer	2099460246	Notification Sent
13400624	Port of Stockton - Water	2099460246	Notification Sent
13400619	Terradex Inc	6502273250	Notification Sent

-----End of Member List-----

Ticket Revision History

Total revision history showing: 13

REV	DATE/TIME	STATUS	TYPE	USER	MEDIUM
000	10/12/2023 8:25:24 AM	Original	Normal	Arlene1!	Web
001	11/7/2023 6:34:26 AM	RNEW	Normal	Arlene1!	Web
002	12/1/2023 7:08:24 AM	RNEW	Normal	Arlene1!	Web
003	12/27/2023 7:06:38 AM	RNEW	Normal	Arlene1!	Web
004	1/22/2024 6:52:43 AM	RNEW	Normal	Arlene1!	Web
005	2/15/2024 6:18:49 AM	RNEW	Normal	Arlene1!	Web
006	3/12/2024 7:06:15 AM	RNEW	Normal	Arlene1!	Web
007	4/5/2024 8:20:55 AM	RNEW	Normal	Arlene1!	Web
008	5/1/2024 9:40:00 AM	RNEW	Normal	Arlene1!	Web
009	5/24/2024 7:54:23 AM	RNEW	Normal	Arlene1!	Web
010	6/19/2024 8:30:36 AM	RNEW	Normal	Arlene1!	Web
011	7/15/2024 10:08:58 AM	RNEW	Normal	Arlene1!	Web
012	8/9/2024 8:15:11 AM	RNEW	Normal	Arlene1!	Web

-----End of Revision History-----

-----End of Transmission-----



Ticket #: 2024082202884 **Revision:** 001

Ticket Status: RNEW
Transmission ID 9

Ticket Type: Normal
Response Required: No

Excavator Details

Contact: Kaylee Heggen
Company: Bockmon & Woody Electric Co, Inc.
Excavator Type: Contractor (or other professional excavator)
Address: 1528 El Pinal Drive Stockton California 95205

Phone: 209-871-5822
Mobile: 209-871-5822
Email: fleet@bockmonwoody.com
Language: Not Supplied
Excavator ID: 114753

Dig Site and Ticket Details



[Open Map](#)

Latitude/Longitude: 37.944300 -121.337240
GIS coordinate system: WGS84 (WKID 4326)

Ticket Action Reason:

Excavator Remarks:

work area is on the East side of the intersection of W Washington and Navy Dr in Stockton Ca and extends beyond the edge of the road up the side of the levee approx. 100' call Zach with questions

Previous Ticket #	2024082202884	Rev.#	000
Submitted	09/17/2024 08:02	Medium	WEB
Work Begin Date	08/26/2024 17:01		
Legal Start Date	08/26/2024 17:01		
Ticket Expiration	10/15/2024 23:59		
Work Duration	Unknown		
Address/Location	3088 Navy Dr		
City/Town/Place	Stockton		
County	San Joaquin County		
State	CA	Zip Code	95206
Nearby Cross Street	W Washington St		
Subdivision/Lot	POS Security Camera		
Delineated Method	White Paint		
Work Type	Utilities - Distribution		
Work Activity	Electric - Install New Facilities		
Excavation Method	Backhoe/trackhoe/excavator/mini ex		
Anticipated Depth	Unknown		
Boring	No	Explosive	No
Street/Sidewalk	No	Pavement Only	No
Vacuum Excavation	No		
Project Owner	Homeowner/Property Owner/Tenant/HOA		
Permit			
Job #/Name	POS Security Camera		
Onsite Contact Name	Zach Zerweck		
Onsite Contact Phone	2099931736		

Additional Information

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- Review your ticket details and utility members notified. If you notice anything that is in error or incorrect, please login to your One Call Access account and amend or create a new ticket to include the correct and accurate information. It is your responsibility to provide clear and accurate information on every ticket
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- If you make contact with a line even scrapes, nicks, dents or other contact, you are required to report it to 811 and the facility operator immediately.
- If you would like free training regarding the 811 process and state excavation laws, please visit www.811pro.com.
- If you need assistance, please contact us visiting www.undergroundservicealert.org, or information@usanorth811.org.

Members Operator Notified

Total members impacted: 15

Seq. No.	Authority Name	Phone	Status
14334833	ATT Distribution - California	8882903111	Notification Sent
14334819	California Water Services - Stockton	2095477900	Notification Sent
14334820	City of Stockton	2099378725	Notification Sent
14334821	City of Stockton	2099378725	Notification Sent
14334822	City of Stockton	2096495836	Notification Sent
14334823	City of Stockton	2094036604	Notification Sent
14334824	Kinder Morgan / SFPP California	9252395776	Notification Sent
14334825	Pacific Gas & Electric	2094943714	Notification Sent
14334827	Port of Stockton - Communication	2099460246	Notification Sent
14334829	Port of Stockton - Electric	2099460246	Notification Sent
14334830	Port of Stockton - Natural Gas	2099460246	Notification Sent
14334831	Port of Stockton - Sewer	2099460246	Notification Sent
14334828	Port of Stockton - Storm Drain	2099460246	Notification Sent
14334832	Port of Stockton - Water	2099460246	Notification Sent
14334826	Utility Telecom Group, LLC.	5306514369	Notification Sent

-----End of Member List-----

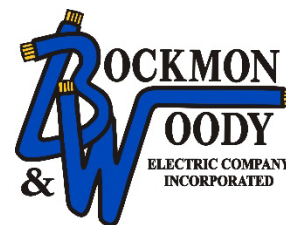
Ticket Revision History

Total revision history showing: 2

REV	DATE/TIME	STATUS	TYPE	USER	MEDIUM
000	8/22/2024 7:04:26 PM	Original	Normal	Arlene1!	Web
001	9/17/2024 8:02:12 AM	RNEW	Normal	Arlene1!	Web

-----End of Revision History-----

-----End of Transmission-----



Requesting a ticket:

All jobs will have a USA Ticket set up by BWE as soon as the job mobilizes prior to any work beginning. In addition, all subcontractors are required to pull their own tickets. USA Tickets are like permits, if you don't have an active USA ticket, you cannot start work. You will keep an active ticket for the entire duration of the project, even after all anticipated underground or exterior project work is complete. Tickets must be renewed every 28 days. If the project is delayed and no work is anticipated for several months, the ticket may be allowed to lapse, but the process will start over before anticipated remobilization. All tickets will be requested by the first supervisor onsite. Foreman may mark the site, but all tickets must be called in by a superintendent. The current site supervisor will be responsible for passing on the ticket information to the incoming supervisor if they are transferred to a new job.

USA requires 48 hours to mark all utilities before work can start. After this 48 hours has passed, and all involved utilities have given the all clear work can begin onsite. If you have not received confirmation from all utilities of no conflicts, or have not received notice that utilities were marked, work cannot proceed. If you are approaching the 48 hour mark and no one has contacted you, call 811 or the utility contact listed in the member contacts to find out what happened.

Ticket Renewal:

All tickets have an "Update by" date. For work to continue uninterrupted you must renew your ticket within the 24 hour window prior to this time passing. If you miss this window, and continue to work, we are taking the liability of any damage, downtime, resource loss, and repair that occurs to any business or homeowner affected, EVEN IF THE UTILITY WAS MISSED INSIDE OUR PREVIOUSLY MARKED AREA.

Example – A gas line is punctured on our project while digging a critical path trench, inside our project area and was missed by the utility company. The gas line feeds homes, businesses and a school downstream. The line leaks for an hour before it is successfully shutdown. The line is down for 3 days during for the repair. No other incidents or injuries occur.

Outcome 1 – Active ticket on the project. BWE is not responsible for any cost downtime or loss of service for the customers downstream. Cost for repair will be paid for by utility company. Cost for project downtime can often be applied back to the owner as an unforeseen condition.

Outcome 2 – Expired/No Ticket on the project. BWE will be responsible for all costs associated with loss of service to all customers downstream. The school could not use kitchen, so lunch had to be brought in for 700 students for all 3 days. \$31,000. 10 homes had to be relocated for all 3 days to a hotel with meals, \$9,000. 10 business suffered losses of \$1,000 dollars, \$10,000. BWE will pay for the gas that leaked until it was shutdown which equaled \$15,000. The cost of repair of the line by the utility company took 3 days of continuous work on premium time, \$45,000. Project delays due to inability to

work, \$5,000. This very rough estimate comes to \$115,000 out of BWE's pocket. All of which can be avoided by requesting a FREE DIG PERMIT.

Working around marked utilities:

When working within the utility company's tolerance zone and utilities must be crossed, tied in, or ran parallel to, the utility must be pot holed and visually located. The tolerance zone is different for all utilities. All utility owners require hand digging or potholing to locate utilities.

Ticket Tracking:

All ticket information MUST be forwarded to Kaylee Heggen at fleet@bockmonwoody.com. An Outlook meeting invite will be generated by that includes the responsible supervisor, and the Project Manager. You must add this invite to your calendar. This meeting invite will be for the "Update by" date and time. You must update it and send a confirmation with the ticket via email upon completion. This will serve as a reminder only. You, the supervisor, will be responsible for renewing the ticket each month whether you get a reminder or not. Upon completion of a project, you will need to notify Kaylee Heggen that the project is complete, and she will cancel the tracking for that ticket.



Letter of Accreditation

This letter acknowledges that Bockmon & Woody Electric Co., Inc. is a member of the Common Ground Alliance (CGA) and enrolled as an accredited organization in the Damage Prevention Institute (DPI).

Stakeholder Category: Excavator

Participant ID: 56466

Accreditation Issued: 2026-02-26

Accreditation Valid Through: 2026-12-31

Maintaining this accreditation requires that Bockmon & Woody Electric Co., Inc. submits data to the DPI monthly.

A handwritten signature in black ink, reading "Sarah K. Magruder Lyle".

Sarah Magruder Lyle

Common Ground Alliance

President & CEO

The accreditation status of all organizations enrolled in the DPI is available on the [DPI website](#).

USANCA - OneCallAccess

https://onecallca.undergroundservicealert.org/ngen.web/Home

Field TimeBizhavenVerveSharePointNCMS - Expert Mo...IntegritySamsaraZurichClaimReMarkableConcentraONSITE HSFeldwireClick SafetyITSISNProCore LC

USANCAUNDERGROUND SERVICE ALERT OF NORTHERN & CENTRAL CALIFORNIA: SAFE DIGGING STARTS HERE

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New Ticket

Message of the DayNEW

Service AnnouncementsNEW

History

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(USER) ARLENE H. BOCKMOM & WOODY ELECTRIC CO. INC.

New Ticket

Month to Date

50

Active Tickets

26

Year to Date

556

Total Tickets

4,040

Ticket Stats

Ticket Trend

2025030701818-018

1600 W Tokay St, Lodi, CA 95242

9 / 10 Received

Type Normal

Status RNEW

Submitted 1 day ago

Work to Begin 457 days ago

Job#/Name Vinewood Elementary

2025040201250-017

25060 Poleline Rd, Los Banos, CA 93635

2 / 2 Received

Type Normal

Status RNEW

Submitted 1 day ago

Work to Begin 433 days ago

Job#/Name DWR

2025052300803-015

8540 W Linne Rd, Tracy, CA 95304

Type Normal

Status RNEW

Submitted 1 day ago

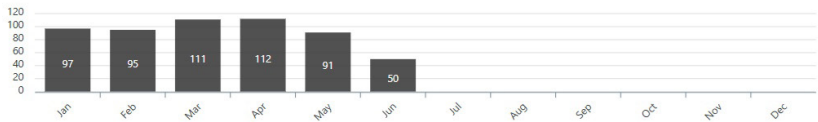
Work to Begin 379 days ago

Job#/Name Glassfab

Powered by: OneCallAccess
Version: 5.1.25646.1253
© Pelican Corp 2001-2021

https://onecallca.undergroundservicealert.org/ngen.web/History?filterBy=ActiveEnquiries

Ticket Trend





State of California – A Natural Resources Agency

Gavin Newsom, Governor

**OFFICE OF ENERGY INFRASTRUCTURE SAFETY
UNDERGROUND SAFETY BOARD**

715 P Street, 15th Floor | Sacramento, CA 95814
916.902.6000 | www.energysafety.ca.gov

MEMBERS

Bill Johns, Chair
Travis Clausen, Vice Chair
Carlos Bedolla
Marshall Johnson
Shant Simonian
Dave Sorem

By U.S. mail to the addresses below and electronic mail

May 19, 2026

EXECUTIVE OFFICER
Brittany Branaman

NOTICE OF PROBABLE VIOLATION

Bockmon & Woody Electric Co., Inc.
1528 El Pinal Drive
Stockton, California 95201

david.renfrow@bockmonwoody.com

Case No.: C241840005

Location of Violation: 3030 Navy Drive, Stockton, California 95205

Date of Violation: June 21, 2024

Dear Bockmon & Woody Electric Co., Inc.:

You are receiving this Notice of Probable Violation (Notice) as a result of an investigation conducted pursuant to Government Code section 4216 *et seq.* The California Underground Safety Board (Board) investigator has concluded an investigation of an incident on June 21, 2024, near 3030 Navy Drive, Stockton, California 95205, and found the following violations of Government Code section 4216.2(b):

Government Code § 4216.2(b):

Excavating without first notifying the regional notification center of the intent to excavate.

On June 21, 2024, Bockmon & Woody Electric Co., Inc. was found by a Kinder Morgan right of way inspector to be working near Kinder Morgan's high-pressure petroleum pipelines in the shoulder area along the southwest side of the intersection of 3030 Navy Drive at West Washington Drive in Stockton, California. Bockmon & Woody Electric Co., Inc. was utilizing a hydro-vacuum to install two bollards near existing buried electrical utility boxes without first contacting the regional notification center. Bockmon & Woody Electric Co. stopped work immediately once it was determined there was no ticket for the work.

The evidence establishing these facts is attached to the enclosed report of investigations.

Hearing and Referral to Enforcement Agency

During the Board's public meeting on July 13, 2026, at 1:00 p.m., the Board will determine whether the violations occurred and whether the penalties proposed in this Notice are appropriate. You may contest the violations and proposed penalties noted in the below section at this meeting. The location of the meeting will be in Riverside, California.

Haagen-Smit Auditorium
California Air Resources Board Building
4001 Iowa Avenue
Riverside, California 92507

Should the Board determine that a probable violation exists, the Board will refer your case with either the proposed penalties below or new recommended penalties to the appropriate state or local agency for enforcement pursuant to Government Code section 4216.6(c) (Enforcement Agency). The Board's recommendation to the Enforcement Agency will include its finding of probable violation and recommended penalties. The Board's recommendation does not constitute a final determination of your case. The Enforcement Agency has discretion to accept, amend, or reject the Board's recommendation, in whole or in part, through its own investigations pursuant to Government Code section 4216.6(c).

The Enforcement Agency for this case is:
Contractors State License Board
9821 Business Park Drive
Sacramento, California 95827

Proposed Penalty

Any penalties provided in this Notice, including corrective actions, are only proposals by Board investigator(s) and do not require any corrective action or payment at this time. Your Enforcement Agency will provide the final determination to and instructions for any penalty.

Pursuant to Government Code section 4216.6, violation of Government Code section 4216 *et seq.* by an operator or excavator may be subject to a maximum penalty of \$10,000 for negligent violation, or \$50,000 for knowing and willful violation. Knowing and willful violation of Article 2 that results in damage to a gas or hazardous liquid pipeline subsurface installation and that results in the escape of any flammable, toxic, or corrosive gas or liquid may be subject to a maximum penalty of \$100,000.

The Board Staff are recommending the below corrective action and penalties:

Mandatory completion of the Board's education course. Please see <https://energysafety.ca.gov/what-we-do/underground-safety-board/education-course/> for more information.

A financial penalty, the amount to be determined by the Board.

A corrective action to be determined by the Board.

The proposed penalties are merited, on June 21, 2024, Bockmon & Woody Electric Co., Inc. was found by a Kinder Morgan right of way inspector to be working near Kinder Morgan's high-pressure petroleum pipelines in the shoulder area along the southwest side of the intersection of 3030 Navy Drive at West Washington Drive in Stockton, California. Bockmon & Woody Electric Co., Inc. was utilizing a hydro-vacuum to install two bollards near existing buried electrical utility boxes without first contacting the regional notification center. Bockmon & Woody Electric Co. stopped work immediately once it was determined there was no ticket for the work.

Response to this Notice

Enclosed as part of this Notice is a document titled *RESPONSE TO A NOTICE OF PROBABLE VIOLATION*. Please carefully review this document and note the response options. All materials you submit in response to this enforcement action are subject to public disclosure. You have 30 business days from May 19, 2026 to submit your written response to the Board. Your response to this Notice must be received by the Board no later than July 2, 2026.

If you do not respond within 30 business days, this constitutes a waiver of your right to contest the Board's determination on whether there is Probable Violation in this case and to refer the case to the Enforcement Agency with the Board's recommendation.

Sincerely,

/s/ Anona Bonner

Anona Bonner
Chief of Investigations | Underground Safety Board

Proposed hearing date: July 13, 2026



RESPONSE TO A NOTICE OF PROBABLE VIOLATION

Case Number: C241840005

Name: Bockmon & Woody Electric Co., Inc.

The provisions of California Code of Regulations, Title 19, Division 4, Chapter 3, governs the Notice of Probable Violation (Notice) proceeding before the California Underground Safety Board (Board). Specifically, 19 CCR section 4252 provides your response options upon the receipt of a Notice.

Be advised that all material submitted by you in response to a Notice are subject to public disclosure.

Please select from one of the response options listed below. You have 30 business days to submit your written response to the Underground Safety Board. Failure to submit a written response will be considered by the Board as a "No Contest" response. Please attach this form with your selection to your response. If you choose "Contest in Writing" or "Contest in Writing and Request Informal Hearing," please also include your written explanation and documents that may be referenced in your written explanation or informal hearing. For all options, Board investigators may present the basis for your probable violation on the date of the public meeting as provided in your Notice, and the Board will review your case and vote to determine whether a probable violation exist and whether the corrective action and/or penalty proposed by the Board staff is appropriate at the meeting.

Response Options

___ No Contest

You do not contest the violations or the penalty. If you choose to not contest the violations or the penalty, you will waive your right to request the Board to reconsider its decision or recommendation issued.

___ Contest in Writing

You wish to contest either the violation, the penalty, or both by providing the Board with written explanations and other records supporting the explanation. You will submit the written explanations and records, if any, with your written response within 30 business days of receiving this Notice. Your response must not exceed 10 pages (excluding exhibits) in length and must be on 8.5" x 11" white paper, double-spaced, and in a font size no smaller than 11-point. You must submit the original and 12 physical copies of the written explanation and records to the address below or submit one (1) copy electronically to enforcement.dig@energysafety.ca.gov. You may request an extension to the page limit by submitting a request to the Board staff within 5 days of receiving this Notice. The Board staff will notify you of its determination with respect to the page

limit extension request within 10 days of you submitting the request. The Board will review and vote on your case on the date of the public meeting provided in the Notice.

Contest in Writing and Request Informal Hearing

You wish to contest either the violation, the penalty, or both with oral argument at an informal hearing during a public Board meeting. You will submit with your written response, written explanations, information, or other materials you wish to reference in your oral hearing. Your response must not exceed 10 pages (excluding exhibits) in length and must be on 8.5" x 11" white paper, double-spaced, and in a font size no smaller than 11-point. You must submit the original and 12 physical copies of the written explanation and records to the address below or submit one (1) copy electronically to enforcement.dig@energysafety.ca.gov.

Your hearing would be during the public meeting noted in the Notice, on July 13, 2026, at 1:00 p.m., and the location of the meeting will be in Riverside, California.

Haagen-Smit Auditorium
California Air Resources Board Building
4001 Iowa Avenue
Riverside, California 92507

Please note that your oral hearing may not start exactly at the time provided as there may be multiple hearings during one Board meeting. You may request to reschedule your hearing no later than 15 business days from your hearing date. Your request to reschedule a hearing may be granted no more than once and only for good cause.

You may participate in person or through a virtual meeting platform. You will have 15 minutes to present your reasons for contesting the allegation or reasons that may support a modification or elimination of the penalty or corrective action. During your hearing, conducted pursuant to Section 4253 of Title 19 of the California Code of Regulations, board investigators may present the basis for your Notice of Probable Violation. You will be granted up to 15 minutes to respond to the Notice and up to 5 minutes to respond to any Board staff rebuttal. You may arrange, at your expense, for a stenographer or court reporter to transcribe the informal hearing. You must provide a copy of any transcription to the Board.

The Board will issue a decision at,

- The informal hearing;
- Thereafter within 45 business days of the informal hearing; or
- At a subsequent Board public meeting where a quorum of the Board is present.

The Board will adopt the issued written decision at the hearing or a subsequent public meeting. The Board's decision is effective upon the adoption of the written decision.

Reservation of Rights to Contest Violation with the Enforcement Agency

You contest the violation, the penalty, or both, but do not wish to present your comments to the Board. You request that the Board refer the case to the appropriate state or local agency that would conduct the enforcement of the probable violation pursuant to Government Code section 4216.6(c) (Enforcement Agency), and you will reserve the right to contest the violation, the penalty, or both before the Enforcement Agency. The Board will review and vote on your case to determine whether a probable violation exists and whether the corrective action and/or penalty proposed by the Board staff is appropriate at the public meeting noted in your Notice. Should the Board determine a probable violation exists, the Board will refer your case to the Enforcement Agency.

Board Contact Information:

Please direct all formal correspondence, including your written response to the Notice, to the Board either via email at enforcement.dig@energysafety.ca.gov or via mail to the following address:

Office of Energy Infrastructure Safety
Underground Safety Board
715 P St., 15th Floor
Sacramento, CA 95814

Please provide your written response within 30 business days of receiving this Notice. If a response is provided via mail, the mailed response must be received by the Board within 30 business day.

Penalties

Any penalties, including corrective actions, are only proposals by Board staff, and do not require any current corrective action or payment at this time. Your Enforcement Agency will provide the final determination to and instructions for any penalty. Please do not include any proof of compliance with proposed corrective actions or payment of a proposed penalty with your written response.

ADA Compliance

The California Underground Safety Board complies with the Americans with Disabilities Act ("ADA") by ensuring that the facilities are accessible to persons with disabilities, and providing this Notice and information given to the members of the California Underground Safety Board in appropriate alternate formats when requested. If you need further assistance, including disability-related modifications or accommodations, you may contact the Underground Safety Board no later than seven (7) calendar days before a scheduled hearing at (916) 902-6000. California Relay Service is available by dialing 711.